

McMahon, J

374-08/WLJ  
FREEHILL HOGAN & MAHAR LLP  
Attorneys for Plaintiffs  
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William L. Juska (WJ 0772)

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

08-Civ-6186 (CM)

-----X  
CONTI CRISTALLO SCHIFFAHRTS-GMBH & Co. KG  
MS CONTI SYDNEY and CONTI CRISTALLO  
SCHIFFAHRTS-GMBH & Co. KG MS CONTI  
BARCELONA

Plaintiffs,

- against -

SHANDONG YANTAI INTERNATIONAL MARINE  
SHIPPING CO., a/k/a SHANDONG PROVINCE  
YANTAI INTERNATIONAL MARINE SHIPPING CO.,

Defendant.  
-----X

**ORDER  
DIRECTING CLERK TO ISSUE  
AMENDED PROCESS OF  
MARITIME ATTACHMENT  
AND GARNISHMENT**

Upon reading and filing the Amended Verified Complaint of the Plaintiffs herein, verified on the 11th day of July, 2008, and the Affidavit of Joan Sorrentino, sworn to on the 7<sup>th</sup> day of July, 2008, that to the best of her information and belief Defendant SHANDONG YANTAI INTERNATIONAL MARINE SHIPPING CO., a/k/a SHANDONG PROVINCE YANTAI INTERNATIONAL MARINE SHIPPING CO. (hereinafter "SYMS") cannot be found within this District for the purpose of an attachment under Supplemental Rule B(1) and the affidavit of William L. Juska sworn to on the 8<sup>th</sup> day of July 2008, in support of an order

appointing a special process server pursuant to Rule 4(c), and the Court having found that the conditions required by Rule B(1) of the Supplemental Rules for Certain Admiralty and Maritime Claims of the Federal Rules of Civil Procedure exist, and good cause having been shown,

NOW, upon motion of Freehill Hogan & Mahar, LLP, attorneys for the Plaintiffs, it is hereby

**ORDERED** that the Clerk of this Court is directed forthwith to issue the Amended Process of Maritime Attachment and Garnishment for seizure of all tangible and intangible property of the Defendant, as described therein, including but not limited to any property in which the Defendant has an interest, including but not limited to any cash, funds, escrow funds, debts, credits, wire transfers, electronic funds transfers, accounts, letters of credit, freights, sub-freights, charter hire, sub-charter hire, and/or any other assets of, belonging to, due or being transferred to, from, or for the benefit of the Defendant, (collectively, "ASSETS"), including but not limited to such ASSETS as may be held, received or transferred for its benefit at, through, or within the possession, custody or control of banking institutions, and/or other garnishee(s) on whom a copy of the Amended Process of Maritime Attachment and Garnishment may be served, in the amount of \$3,943,274.85, pursuant to Rule B of the Supplemental Rules for Certain Admiralty and Maritime Claims of the Federal Rules of Civil Procedure in respect to the claim against the Defendant; and it is further

**ORDERED** that supplemental process enforcing the Court's Order may be issued and served without further Order of the Court; and it is further

**ORDERED** that the prior Order of attachment is otherwise in full force and effect.

Dated: New York, New York  
July 16, 2008

A handwritten signature in black ink, appearing to read "Colleen McMahon", written in a cursive style.

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The Honorable Colleen McMahon, U.S.D.J.

A small, stylized handwritten mark or signature in black ink, possibly a monogram or initials.